

The Board of Supervisors of Maricopa County, Arizona convened in Informal Session at 9:00 a.m., September 6, 2005 in the Supervisors' Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Max W. Wilson, Chairman, District 4 (entered late); Don Stapley, Vice Chairman, District 2, Fulton Brock, District 1; Andrew Kunasek, District 3, and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Juanita Garza, Minutes Coordinator; David Smith, County Manager; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

**PRESENTATION ON 2005 CAPITOL MALL STUDIOS PROJECT**

This is a presentation on the 2005 Capitol Mall Studios Project, a teaching effort conducted by faculty and students in the College of Architecture and Environmental Design. This project consists of two simultaneous studios. The Architecture studio is being taught by Professor Claudio Vekstein and has 15 students. The Planning studio is being taught by Professor Carlos Balsas and has 31 students. The outcomes of these two studios will consist of a strategic conceptual plan with architecture and urban design ideas. The students are addressing the following issues:

- o Vision for the Capitol Mall (from 7th Avenue to 19th Avenue),
- o Human Services Campus,
- o Neighborhood Revitalization,
- o Circulation and Connections to Downtown, and
- o Collaborative Governance and Civic Stewardship.

The goal is to promote diverse urban experiences within the Capitol Mall and examine connections to the surrounding neighborhoods. (C2005012000) (ADM105)

Steve Gervais, Pinnacle West  
Martin Shultz, Pinnacle West

Martin Shultz briefly touched on, APS, State of Arizona, City of Phoenix, and Maricopa County's participation in this project, which involved a study in developing plans for the Capital Mall. A second study that was conducted focused on the homelessness situation surrounding the Capital area and resulted in the development of the Human Services Campus. Mr. Shultz said that this study encouraged Pinnacle West staff to go back to the Arizona State University (ASU) design studios and work with the students in architecture and planning to develop plans of their vision of the Capital Mall. This was a project sponsored by APS and Phoenix Community Alliance.

Steve Gervais briefed the Board on the presentation developed by ASU students in the College of Architecture and Environmental Design and said that both the Architecture studio and Planning studio were being taught by foreign professors and were comprised of 46 students. Mr. Gervais stated that with limited knowledge of the Capital Mall the students were able to capture the essence and identified the opportunities surrounding the Mall area. Mr. Gervais reported that the objective of the project was to identify opportunities for the Capital Mall and revitalize the Capital Mall.

Mr. Gervais noted that students in the Planning studio developed the plans and strategies and the students in the Architecture studio designed plans with more detail for the Capital Mall. He proceeded by showing photos of the early designs and plans of the Capital Mall from 1957, 1969, and 1997. Mr. Gervais added that the 1997 plan was also designed by ASU students and that the main benefit of this plan was the Human Services Campus. Mr. Gervais briefly outlined the recommendations proposed by the students which included the Human Services Campus, the importance of bringing the neighborhoods together with the private and government agencies, transportation connection to downtown, and the collaboration of community government and civic stewardship.

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Mr. Gervais concluded his presentation by briefly reiterating the outcomes of the studios; a revitalization plan, identify opportunities, and creating the Capital Mall. In addition, he requested the Board's permission to set-up exhibit boards of the plans designed by the students along the breezeway for the public to view.

Mr. Shultz said that this was only a preview of the Capital Mall Project and proposed that the State, County, and City governments join in the committee process for the next step in finalizing the Renaissance Capital Mall plans.

Supervisor Stapley asked for Mr. Shultz's opinion on the Capital Mall development of a district and asked if there would be an incentive component for any private sector to join. Mr. Shultz's responded that the students were suggesting a district similar to the downtown re-development district or a partnership that would coordinate security or provide information. He indicated that the incentive component was still in question. He said, "If it doesn't need to provide incentive, it shouldn't."

Supervisor Wilcox commented that she was eager to see the Capital Mall plans designed by the students and suggested setting-up the exhibit boards at the Change of Venue. She noted that the development of the Human Services Campus opened-up other opportunities for the downtown area and added that she would like to see the County's continued involved in these projects.

In response to a question from Mr. Brock, Mr. Gervais replied that the City of Phoenix has been a generous partner in the development of the Human Services Campus and other re-development areas. He said that there is no statutory responsibility that obligates other agencies to get involved in these projects. Mr. Gervais said, "We need to ask effectively" to get the message out for all other cities and agencies to participate in the development of the Capital Mall. He said, "We will ask them to participate in a positive way."

In response to a question from Supervisor Kunasek, Mr. Gervais replied that he was not aware of a district in statute that would compel a County, or a City to contribute to this project.

David Smith, Deputy County Manager, briefed the Board on the County's Capital Improvement plans for the Mall area and stated that the County is interested in partnering with other government agencies on one or more of these project sites.

**~ Chairman Wilson entered the meeting ~**

Mr. Smith reported that resources and capacity are available in the budget to proceed with the plans without the need of public elections or interfering with an election schedule.

**EXECUTIVE SESSION CALLED**

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (5-0) to recess and reconvene in Executive Session in the Tom Sullivan Conference Room, 301 W. Jefferson, to consider items listed on the Executive Agenda dated, September 6, 2005, pursuant to the listed statutory authority, as follows:

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION -- ARS §38-431.03(A)(3) AND (A)(4)**

**Compromise Cases** – Barbara Caldwell, Outside Counsel

Billingsly, Candice  
Bolt, Michael

Flores, Christian  
Hernandez, Maria

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Calvin, Jesse  
Crabtree, Thomas  
Fisher, Alyssa  
Fisher, Amber  
Fisher, Autumn

Martinez, Rafael  
Muniz, Michael  
Myhre, Eugena Rae  
Tulley, Dale

**Write-Off Cases – Barbara Caldwell, Outside Counsel**

Galas, Eunike L.  
Leon, Julian

Marteniez, Dorothy  
Sheriff's Uncollectible Accounts

**RECORDS OR INFORMATION EXEMPT BY LAW FROM PUBLIC INSPECTION; LEGAL ADVICE – ARS §38-431.03(A)(2) AND (A)(3)**

**Maricopa Managed Care Systems Provider Appointments and Reappointments**

Mr. Mehrdad Shaffa, Chief Medical Officer, Maricopa Managed Care Systems (MMCS)  
Mike Schaiberger, Chief Operating Officer, MMCS  
Phylliss Biedess, Director Maricopa Managed Care Systems  
Susan Nicholas, Director of Compliance and Risk Management, MMCS  
Tim Casey, Outside Counsel  
Martin Demos, Deputy County Attorney  
Anne Longo, Assistant Chief Counsel

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)**

**Legal advice and consultation regarding anticipated litigation and other legal issues involving Public Health, Air Quality and Environmental Services Department**

Sandi Wilson, Deputy County Manager  
Joy Rich, Assistant County Manager  
Chris Bradley, Director, Office of Management and Budget  
Shelby Scharbach, Deputy Financial Director  
Elizabeth Yaquinto, Deputy County Attorney  
Mary Cronin, Deputy County Attorney

**LEGAL ADVICE – ARS §38-431.03(A)(3)**

**Legal advice regarding issues involving the Maricopa County Public Health Department**

Sandi Wilson, Deputy County Manager  
Richard Matens, Ralph Anderson & Associates  
Carol McFadden, Professional and Technical Services Administrator  
Shelby Scharbach, Deputy Financial Director  
Elizabeth Yaquinto, Deputy County Attorney  
Mary Cronin, Deputy County Attorney

**LEGAL ADVICE; CONTRACTS SUBJECT TO NEGOTIATION – ARS §38-431.03(A)(3) and (A)(4)**

**Health Plan Transition to SHCD**

Tom Manos, Chief Financial Officer  
Sandi Wilson, Deputy County Manager  
Phylliss Biedess, Director Maricopa Managed Care Systems  
Paul Golab, General Government Bureau Chief

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**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT DISCUSSIONS  
CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – ARS §38-431.03(A)(3) and (A)(4)**

**Gloria Myers, et vir., v. Maricopa County, et al.,  
Maricopa County Superior Court No. CV2001-002443**

Winn A. Sammons, Attorney for Maricopa County  
Robin E. Burgess, Attorney for Maricopa County  
Peter Crowley, Risk Manager  
Patrick Spencer, Claims Manager

**CONTRACTS SUBJECT TO NEGOTIATION – ARS §38-431.03(A)(4)**

**IGA with City of Chandler for fire service to county islands**

Richard Bohan, Legislative Liaison  
Kevin Costello, Deputy County Attorney

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO  
NEGOTIATION – ARS §38-431.03(A)(3) and (A)(4)**

**OAQ-MIHS Health Claims Processing Contract**

David Tierney, Outside Counsel

**MEETING ADJOURNED**

After discussion on the above matters and there being no further business to come before the Board, the meeting was adjourned.

ATTEST:

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Max W. Wilson, Chairman of the Board

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Fran McCarroll, Clerk of the Board